

Fill in this information to identify the case:

Debtor 1 Thomas Balletti

Debtor 2 _____
(Spouse, if filing)

United States Bankruptcy Court for the: Eastern District of New York
(State)

Case number 16-72261-reg

Form 4100R AMENDED

Response to Notice of Final Cure Payment

10/15

According to Bankruptcy Rule 3002.1(g), the creditor responds to the trustee's notice of final cure payment.

Part 1: Mortgage InformationName of creditor: U.S. Bank Trust National Association as Trustee of the Tiki Series III TrustCourt claim no. (if known):
2-1

Last 4 digits of any number you use to identify the debtor's account:

4 6 0 8Property address: 193 West 3rd Street

Number Street

Deer Park, NY 11729

City State ZIP Code

Part 2: Prepetition Default Payments

Check one:

☒ Creditor agrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim.☐ Creditor disagrees that the debtor(s) have paid in full the amount required to cure the prepetition default on the creditor's claim. Creditor asserts that the total prepetition amount remaining unpaid as of the date of this response is: \$ _____**Part 3: Postpetition Mortgage Payment**

Check one:

☐ Creditor states that the debtor(s) are current with all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

The next postpetition payment from the debtor(s) is due on:

 / /
MM / DD / YYYY☒ Creditor states that the debtor(s) are not current on all postpetition payments consistent with § 1322(b)(5) of the Bankruptcy Code, including all fees, charges, expenses, escrow, and costs.

Creditor asserts that the total amount remaining unpaid as of the date of this response is:

a. Total postpetition ongoing payments due:

(a) \$ 7,407.24

b. Total fees, charges, expenses, escrow, and costs outstanding:

+ (b) \$ 0.00c. **Total.** Add lines a and b.(c) \$ 7,407.24

Creditor asserts that the debtor(s) are contractually obligated for the postpetition payment(s) that first became due on:

02 / 01 / 2019
MM / DD / YYYY

Debtor 1 Thomas Balletti Case number (if known) 16-72261-reg
First Name Middle Name Last Name

Part 4: Itemized Payment History

If the creditor disagrees in Part 2 that the prepetition arrearage has been paid in full or states in Part 3 that the debtor(s) are not current with all postpetition payments, including all fees, charges, expenses, escrow, and costs, the creditor must attach an itemized payment history disclosing the following amounts from the date of the bankruptcy filing through the date of this response:

- ☐ all payments received;
- ☐ all fees, costs, escrow, and expenses assessed to the mortgage; and
- ☐ all amounts the creditor contends remain unpaid.

Part 5: Sign Here

The person completing this response must sign it. The response must be filed as a supplement to the creditor's proof of claim.

Check the appropriate box::

- ☐ I am the creditor.
☒ I am the creditor's authorized agent.

I declare under penalty of perjury that the information provided in this response is true and correct to the best of my knowledge, information, and reasonable belief.

Sign and print your name and your title, if any, and state your address and telephone number if different from the notice address listed on the proof of claim to which this response applies.

x /s/ Richard Postiglione
Signature

Date 06 / 10 / 2019

Print Richard Postiglione
First Name Middle Name Last Name

Title Creditor's Attorney

Company Friedman Vartolo, LLP

If different from the notice address listed on the proof of claim to which this response applies:

Address 1325 Franklin Avenue, Suite 230
Number Street

Garden City, NY 11530
City State ZIP Code

Contact phone (212) 471 - 5100

Email bankruptcy@friedmanvartolo.com

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X
:
IN RE: : CASE NO.: 16-72261-reg
:
Thomas Balletti, : CHAPTER: 13
:
Debtor. : HON. JUDGE.: Robert E. Grossman
:
:
:
:

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CERTIFICATE OF SERVICE

On June 10 2019, I served a true copy of the annexed **AMENDED RESPONSE TO NOTICE OF FINAL CURE PAYMENT** by mailing the same by First Class Mail in a sealed envelope, with postage prepaid thereon, in a post office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressee, and the property address as indicated on the attached Service List annexed hereto.

By: /s/ Richard Postiglione
FRIEDMAN VARTOLO LLP
85 Broad Street, Suite 501
New York, New York 10004
T: (212) 471-5100
F: (212) 471-5150

SERVICE LIST

Thomas Balletti
200 West 21st Street
Deer Park, NY 11729
Debtor

John Gonzalez
Law Office of John Gonzalez P.C.
3237 Route 112
Bldg 6, Suite 10
Medford, NY 11763
Debtor's Attorney

Michael J. Macco
2950 Express Drive South
Suite 109
Islandia, NY 11749
Trustee

United States Trustee
Long Island Federal Courthouse
560 Federal Plaza - Room 560
Central Islip, NY 11722-4437
U.S. Trustee